
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	File No.: EB-06-LA-139
Camacho Electronic)	
)	Citation No.: C20063290006
Commerce, California, 90040)	

CITATION

Released: June 6, 2006

By the District Director, Los Angeles District Office, Western Region, Enforcement Bureau:

1. This is an Official Citation issued pursuant to Section 503(b)(5) of the Communications Act of 1934, as amended (“Act”),¹ to Camacho Electronic, for violation of Section 302(b) of the Act,² and Section 2.803(a)(1) of the Commission’s Rules.³

2. An investigation by the Enforcement Bureau’s Los Angeles Office revealed that on May 4, 2006, Camacho Electronic offered for sale non-certified Citizens Band (“CB”) transceivers, namely, Galaxy Model DX99 and other non-certified Galaxy models. According to Commission’s records, these devices have not received an FCC equipment authorization which is required for Citizens Band transmitters marketed in the United States.

3. Section 302(b) of the Act states: “[n]o person shall manufacture, import, sell, offer for sale, or ship devices or home electronic equipment and systems, or use devices, which fail to comply with regulations promulgated pursuant to this section.” Section 2.803(a)(1) of the Rules provides that “...no person shall sell or lease, or offer for sale or lease (including advertising for sale or lease), or import, ship or distribute for the purpose of selling or leasing or offering for sale or lease, any radio frequency device unless: (1) In the case of a device subject to certification, such device has been authorized by the Commission in accordance with the rules in this chapter and is properly identified and labeled” Camacho Electronic’s offer for sale of these devices violates both sections.

4. Additionally, dual use CB and amateur radios of the kind at issue here may not be certificated under the Commission’s rules.⁴

¹ 47 U.S.C. § 503(b)(5).

² 47 U.S.C. § 302a(b).

³ 47 C.F.R. §§ 2.803(a)(1).

⁴ 47 C.F.R. § 95.655(a); *see also* FCC 88-256, 1988 WL 488084 (August 17, 1988). This clarification was added to explicitly foreclose the possibility of certification of dual use CB and amateur radios, *see id.*, and thereby deter use by CB operators of frequencies allocated for amateur radio use.

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5. Violations of the Act or the Commission's Rules may subject the violator to substantial monetary forfeitures,⁵ seizure of equipment through *in rem* forfeiture action, and criminal sanctions including imprisonment.⁶

6. Camacho Electronic may request an interview at the closest FCC Office, which is Federal Communications Commission, 18000 Studebaker Road, Suite 660, Cerritos, CA 90703.⁷ You may contact this office by telephone, 562-865-0598, to schedule this interview, which must take place within 14 days of this Citation. Camacho Electronic may also submit a written statement to the above address within 14 days of the date of this Citation. Any written statements should specify what actions have been taken to correct the violations outlined above. Please reference file number EB-06-LA-139 when corresponding with the Commission.

7. Any statement or information provided by you may be used by the Commission to determine if further enforcement action is required.⁸ Any knowingly or willfully false statement made in reply to this Citation is punishable by fine or imprisonment.⁹

8. **IT IS ORDERED** that copies of this Citation shall be sent by First Class U.S. Mail and Certified Mail, Return Receipt Requested to Camacho Electronic at its address of record

FEDERAL COMMUNICATIONS COMMISSION

Catherine Deaton
District Director
Los Angeles District Office
Western Region
Enforcement Bureau

⁵ 47 C.F.R. § 1.80(b)(3).

⁶ 47 U.S.C. §§ 401, 501, 503, 510.

⁷ 47 U.S.C. 503(b)(5).

⁸ See Privacy Act of 1974, 5 U.S.C. § 552a(e)(3).

⁹ See 18 U.S.C. § 1001 *et seq.*